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Volume 34

Keystone, W. Va. JUNE 5, 1936

Number 23

Wage Law Violates Contract Right

Blakely Leads Republicans To Victory In City



Elected Mayor For Seventh Term
Republican Council Named—60 Per
Cent Of Registered Vote Recorded

Welch, W. Va., June 3. — Paced by John W. Blakely who was re-elected mayor for his seventh consecutive term, a complete Republican ticket was swept back into office in the biennial municipal election here Tuesday.

Mayor Blakely led the Republican ticket to defeat Dr. H. S. Shumate, Democrat, by a margin of 739 votes. The vote was: Blakely, 1598 and Shumate, 859.

The new Republican Council which includes three re-elected members, is as follows:

Gail T. Carter, re-elected, and S. M. Burgess, Councilman-at-Large; 1st Ward, Albert A. Barley; Second Ward, James Smith, re-elected.

Mr. Burgess will succeed Dr. H. C. Camper and Mr. Barley succeeds Joe Mirable. Dr. Camper and Mr. Mirable were elected two years ago.

The elected officials will assume office formally July 1 for a term of two years.

While Mayor Blakely led the Republican ticket, the Democratic ticket was led by Dr. E. Vermillion, specialist, who was a candidate for Councilman-at-Large. Dr. Vermillion received 982 votes.

The only close contest was for councilman from the Third Ward, James

Smith, incumbent, defeated Patsy Quattrone, merchant, by 41 votes. The vote was Smith, 222; Quattrone, 181.

Results of the election were as follows:

For Mayor

John W. Blakely (R), 1598.
H. S. Shumate, (D), 859.

For Councilman-at-Large

Gail T. Carter, (R), 1396.
S. M. Burgess, (R), 1453.

E. Vermillion, (D), 982.
Sam Hunt, (D), 849.

Council First Ward

Albert A. Barley, (R), 378.
R. H. Miller, (D), 269.

Council Second Ward

George Suthers, (R), 821.
Fleming A. Jones, (D), 434.

Council Third Ward

James Smith, (R), 222.
Patsy Quattrone, (D), 181.

The voting was unusually large for a Welch election, this being due to the most spirited campaign this city has seen for many years.

Sixty per cent of the registered voters cast their ballots and the total vote was 2477.

The election passed off quietly with no trouble whatsoever.

Mayor Blakely, who takes office again July 1 for his seventh term, was first elected mayor in 1924. It is believed he holds the record for consecutive terms in office.

James Smith, who takes office July 1, is believed to hold the record for consecutive terms in office.

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New Deal For Welch In City Government "A FARCE"

NEW DEAL FOR WELCH IN CITY GOVERNMENT
Voters Tired of Machine Rule — To Oust Present Administration
— Democrats Expect To Register Sweeping Vote

Republicans and Democrats alike have realized that they have pawned their political birthright. They have decided to redeem that birthright on June 2 by the election of a city administration pledged to the platform that "Welch deserves clean, honest, progressive city administration divorced from the influence of petty politics."

Citizens of Welch note with a tolerant smile that M. T. Wittico, Editor of the McDowell Times, at Keystone has "conceded" the Mayorship to Mr. Blakely, the incumbent. They also wonder why Mr. Wittico, at KEYSTONE is interested in the election of the Mayor of WELCH! Maybe many of them do not wonder . . . Possibly they remember that the city of Welch in 1934 recorded a vote in the race for Mayor that set an unprecedented record vote in proportion to the population of the city. Maybe they remember, too, that only 540 of those votes were cast for the Democratic candidate.

Certain it is that the people have tired of the present condition of affairs and have set themselves to the task of "cleaning up". — June 2 has been set as "clean-up day" and 3,000 voters are ready to do and make a thorough job of political "spring cleaning."

Every street corner in Welch is crying for a "New Deal." Every voter in Welch knows that a "New Deal" can be had with Haven S. Shumate heading our city government.

Let no man continue to barter with his birthright. Let no man waste his vote on June 2.

McDowell Times Comment

McDowell Times Comment on the above statement made by our distinguished friend, The McDowell County Observer. We delight to request our people here in McDowell County to read what this dignified prophetic Elitor NILAN E. ISOM has said about what the people of Welch wanted and for the love of "Mike" please read what this foreign gentleman from another county had to say about what the people wanted.

We told you several days ago what the people wanted and what the people were going to do. Brother Isom, look at the result of the election June 2nd, in Welch and mathematically enumerate the results and tell us where we were not right when we stated that the people wanted Mr. Blakely back at the head of the present administration? Who was right? What is your answer to the Eight hundred Majority of the sovereign voters who cast their ballots for Mayor Blakely over that very nice Haven S. Shumate?

There is no criticism against Mr. Shumate at all. But the pleasure we have is to see how overwhelming the voters are against your boasted "NEW DEAL". The thing the people want is a "SQUARE DEAL" rather than this unwarranted imaginary "NEW DEAL." — This is just a slight reminder to you Democratic Misfits as to what is going to happen in November. The people are not going to sit silently and allow a set of incompetent office holders continue to ruin the government.

WISE SAYINGS

If men knew all that women think they would be twenty times more audacious.

To know men, study their amusements.

To know what a man enjoys is to know what he hates.

You do not know much from a man in battle just now and then a cry.

Never is work without reward or these ingredients: One ounce of glycerine to one tenth of an ounce of Bad laws are the worst sort of canker. Shake well and you have a splendid face lotion.

Plant cucumbers in your kitchen and unnecessary expense to find beans. Use them on your face freely. Use them when it so often lies close at hand the juice on your face unmixed and almost without cost. For instance make the following lotion: Juice of a very splendid lotion is made of cucumbers 4 drops, tincture benzoin

WONDERFUL FACE LOTION

Women go a such great lengths to get their faces so they will not regret it.

Use them on your face unmixed and almost without cost. For instance make the following lotion: Juice of a very splendid lotion is made of cucumbers 4 drops, tincture benzoin

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High Court Rules N. Y.'s Wage Law Unconstitutional

Tribunal Decides Law Violates Right
To Make Contracts Decision Seen
As Significant; Hold Competitive
Conditions Apply to All Workers

Washington, June 1.—The supreme court ruled today in a vigorously worded 5-to-4 decision that New York's 1933 minimum wage law was unconstitutional as applied to women on the ground that it violated "the right to make contracts."

After thus following up the invalidation of the federally-enacted wage and hour provisions under NIRA and the Guffey coal control act by holding that the individual states cannot establish minimum wages for women, the high court adjourned until next October.

Justice Butler delivered the majority opinion in which he was joined by Justices Vandevanter, McReynolds, Sutherland and Roberts. Among other points, Butler asserted that women are "getting and holding jobs that otherwise would belong to men" and that competitive conditions must apply to all.

In an outspoken dissent, Chief Justice Hughes—joined by Justices Brandeis, Stone and Cardozo—contended that women should be accorded special treatment and argued that the act should be upheld because its "end is legitimate and the means appropriate."

A separate dissent also was delivered by Justices Stone, Brandeis, and Cardozo. They asserted a solution of the problem should be left to the legislative branch of the government, adding: "The legislature must be free to choose unless government is to be rendered impotent."

In the NIRA and Guffey decisions, the high tribunal took a different ground from today's right to contract position, holding that the federal government could not regulate such matters as wages because that would violate states' rights.

Arguments arose immediately after the delivery of the significant decision as to what effect it would have on the New York law establishing minimum wage for children. In the majority opinion Justice Butler said the case at issue "involved no question" of the validity of the provisions applying to boys and girls under 21.

Among attorneys there were contentions on the one hand that these sections of the New York law would stand and on the other that they might fall if challenged.

1 ounce, and cologne 4 ounces. This will make the skin fair and fine.

By Nina Temple

LEON P MILLER RESIGNS POST AS ASST. PROSECUTOR

Leon P. Miller has resigned as assistant prosecuting attorney of McDowell county. The resignation, effective as of June 1, was accepted last week by Prosecuting Attorney Wilson Anderson.

Attorney Miller, one of the outstanding Negro attorneys in West Virginia, expressed his desire to return to private practice and gave this as the reason for his resignation.

It also came as a result of rules of practice that were prepared by the judicial council of the state bar association, which the Supreme Court

\$2,500 LYNCH VERDICT NO CURE FOR MOBS

New York, N. Y., May 29.—A verdict of \$2,500 awarded to the family of Freddie Moore in the federal court at New Orleans, La., should not be regarded as a cure for mob violence, or substitute for an anti-lynching law declared the NAACP here today.

Moore was lynched at Labadieville, Louisiana, in 1933. Afterwards, it was found that he was innocent. The only reason his parents were able to bring suit in federal court and recover damages from the sheriff because the sheriff was a citizen of Louisiana while they were citizens of Arkansas. The suit was permitted under the diversity of citizenship clause in a federal law.

"It must be remembered," said the NAACP statement, "that most lynchings take place in the home state of the victims, and therefore the family cannot rely upon the diversity of citizenship clause. They must go into federal court. A verdict like the Louisiana one happens in very rare instances. The protection granted by this clause is no substitute for a federal anti-lynching bill and will have practically no effect upon mobs. What is needed is a federal anti-lynching law giving relatives of a victim the right to sue in federal courts no matter where they live."

"Likewise the Moore case only covers cases where the sheriff or his deputies are actually implicated in the lynching. It does not cover cases where a mob lynches a victim before the law officers take him in charge."

and the Circuit Court of McDowell county adopted that, among other things, these rules provide that a legal partner of the prosecuting attorney or his assistant shall appear in trial of any criminal cases. Prosecutor Wilson Anderson pointed out Monday.

Miller has been a partner in the firm of Capehart and Miller for 14 years. He and Harry J. Capehart, his partner, were members of the firm of Free, Capehart and Miller until the death of the late Arthur P. Free.

Attorney Anderson said that a successor has not been named to Attorney Miller but indicated that an assistant prosecutor would be named in a short time.

COUNCIL MEETING

Thursday night being regular meeting night to the city council the solons were all on hand. In the absence of Recorder Vivian Gordan, Chief of Police Moore acted. Bills were allowed as were all salaries and ordered paid, several small items came up and the Mayor was very positive about wanting every man employed being on the job, particularly street Commissioner.

Dr. R. K. Bragonier keeps busy & Hon. J. E. Painter the leading business man of Keystone has in mind to start a building program soon. He knows what to do.

MRS. LUCY DILLARD — Mrs. Lucy Dillard, wife of Henry Dillard at Ennis was in Northfork shopping this week. She reports times to be very good with them who wants to work in that section.

DOGS TO BE QUARANTINED

A Mad Dog was found wandering at large in Keynote recently and was now being taken to have a quarantine established in Keystone and recently Northfork, Clarktown, Rockers operation at Keynote and Elkridge will probably be under quar-